

## The Negotiation, Administration and Management of Construction Contracts, focussing on the Public Sector Standard Conditions of Contracts (PSSCOC)

18 – 19 June 2018 | Singapore

Singapore Water Association will be organising a 2-day course on **The Negotiation, Administration and Management of Construction Contracts, focussing on the Public Sector Standard Conditions of Contracts (PSSCOC)** on 18-19 June 2018. This programme is supported by Employment and Employability Institute Pte Ltd (“e2i”).

### Objectives

The course objective is to help you *make water and utilities projects successful*. We aim to give you insights into contracting, practical knowledge and skillsets as takeaways to apply in your strategies or projects.

We will cover all aspects of *contracting on major utilities projects* from contract development including bid negotiation, through contract execution issues, and into project completion including claim and dispute settlement. The content applies to all discipline sectors, and all organisations from client, consultants, D&B main contractor and subcontractor.

### Trainers

You will learn from two trainers experienced and currently working in practical front-line practice:



**Sean Hardy** is a practicing *construction lawyer* with 10 years of experience advising both pre-contract and disputes. He is a specialist in contract risk allocation and international arbitration on large complex projects for utilities, power stations, oil and gas, and civils infrastructure. He is a partner with Pinsent Masons LLP, in Singapore



**Ben Crossley** is a practicing *contracts and procurement manager* with 30 years experience in international construction projects encompassing, water, deep tunnelling, power and downstream oil and gas. With a civils-chartered engineer background, law degree and project manager qualification, he has worked for clients, EPC contractors and consulting engineers. He is director of Energy Contract Solutions Pte. Ltd, in Singapore.

### Learning Outcomes

- Appreciation of cost/ time outcomes on international major project. Overruns causes
- Risk allocation principles. Appreciation of contract strategy options
- Managing time, extensions of time and delay analysis methods
- Essentials of contract administration to minimise “value leakage”, reduce claims and keep project on track
- Knowing the fundamentals of contract law and key PSSCOC terms
- Improve your knowledge of dispute resolution practices

## 2-Day Outline

### 1. Foundation and Context

- a. Introductions
- b. Singapore Public Sector Investment. Major Water Projects
- c. International Project Outcomes. Overruns Causes
- d. Purpose of Contract Development and Administration
- e. Introducing Contract Organisation and The PSSCOC form

### 2. Contract Law Fundamentals

- a. Interpretation
- b. Breach and Damages
- c. Causation

### 3. Risk and Opportunity

- a. Business Context
- b. Risk Management Process
- c. Reported Risks, D&B Case Example
- d. Risk Allocation Principles. PSSCOC Allocation
- e. Contract Risk Allocation Methods

### 4. Time Issues

- a. PSSCOC Clauses Addressing Time
- b. Managing Extension of Time (EOT)
- c. Delay Analysis Methodologies
- d. Delay Liquidated Damages (DLD)

### 5. Contract Administration

- a. The Objective of contract Admin, and Set-Up
- b. Contract Notices
- c. Variations - Management of Change (MOC)
- d. Contract Admin Tools
- e. Project Records

### 6. Productive Mindsets

- a. Context – the Business Case
- b. Mind setting Methodologies
- c. Negotiation
- d. What Makes a Successful Client
- e. Something New - Collaborative Contracting (NEC4)

### 7. Design and Defects

- a. Design liability
- b. Ground Conditions

### 8. The Superintending Officer / 3<sup>rd</sup> Party Certifier

- a. Duties and Powers
- b. Relationship with Employer
- c. Role as Certifier

### 9. Other Key Issues

- a. Termination
- b. Indemnities
- c. Performance Guarantees

### 10. Disputes

- a. Tiered dispute resolution
- b. Managing disputes
- c. Security of Payments

### 11. Closing Q&A/ Plenary (Pinsent/ ECS)

### 12. Case Study (interspersed with related modules)

## Programme

- 2 days, 18 – 19 June 2018
- 9.00am – 5.00pm
- E2i, 80 Jurong East Street 21, Singapore 609607

<b>Course Fees</b>	<b>SWA Member</b>	<b>Non-Member</b>
Full Fees	SGD 1,100.00	SGD 1,210.00
E2i course fees subsidy	SGD 240.00	SGD 240.00
<b>Nett course fees</b>	<b>SGD 860.00</b>	<b>SGD 970.00</b>

*\* Eligibility for e2i Funding:*

- Employed Singaporean or Singapore PRs who are self-sponsored or employer-sponsored
- Achieve at least 75% attendance
- The participants and/or the Company shall not receive any other funding from government sources

**Award of Certificate & PDUs**

- Certificate of Completion will be issued to participants who meet 75% attendance requirement.
- This course is qualified for 12 PDUs by PEB.

**Registration:**

Participants are advised to make payment for the **Full Fees** before the course commences to ensure that your registration is confirmed and accepted.

To register for this course, please complete the attached registration form and fax to 65150813 or email [cecilia@swa.org.sg](mailto:cecilia@swa.org.sg) by **08 June 2018**. Registration will be on a first-come first served basis (*This course is limited to 20 participants*).

Should there be any further information or assistance required, please feel free to contact us at Tel 65150812.

Looking forward to your support and participation.